

Serial No. 09/916,679  
Docket No. YOR920000305US1

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**REMARKS**

In response to the restriction requirement in the Office Action dated August 26, 2004, Applicant hereby elects the invention of Group I (e.g., drawn to a system for buying/selling merchandise), without traverse.

Applicant notes that at least claims 1-15 and 42 are included in the invention of Group I. In addition, claims 16 and 19 have been amended to depend from claim 1 and, therefore, Applicant submits that claims 16-19 are also included in the invention of Group I.

Applicant reserves the right to file a Divisional Application for the non-elected inventions at any time.

It is noted that the claim amendments are made only for more particularly pointing out the invention, and not for distinguishing the invention over the prior art, narrowing the claims or for any statutory requirements of patentability. Further, Applicant specifically states that no amendment to any claim herein should be construed as a disclaimer of any interest in or right to an equivalent of any element or feature of the amended claim.

In view of the foregoing, Applicant submits that claims 1-43, all the claims presently pending in the application, are patentably distinct over the prior art of record and are in condition for allowance. The Examiner is respectfully requested to pass the above application to issue at the earliest possible time.

Should the Examiner find the application to be other than in condition for allowance, the Examiner is requested to contact the undersigned at the local telephone number listed below to discuss any other changes deemed necessary in a telephonic or personal interview.

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The Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Assignee's Deposit Account No. 50-0510.

Respectfully Submitted,

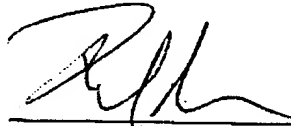
Date: 9/27/04

Phillip E. Miller, Esq.  
Registration No. 46,060

**McGinn & Gibb, PLLC**  
8321 Old Courthouse Road, Suite 200  
Vienna, VA 22182-3817  
(703) 761-4100  
Customer No. 21254

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that the foregoing Amendment was filed by facsimile with the United States Patent and Trademark Office, Examiner Joseph A. Fischetti, Group Art Unit # 3627 at fax number (703) 872-9306 this 27<sup>th</sup> day of September, 2004.



Phillip E. Miller  
Reg. No. 46,060